

FILED

09/21/2016

ORIGINAL

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA
Form 4(2)
Case Number: DA 16-0525

Name
Michael Jeffery Root

Ghelby MT 59474
City State Zip

So cross Roads DC
[e-mail address]

Defendant
[Designation of Party]

FILED

SEP 21 2016

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

IN THE SUPREME COURT OF THE STATE OF MONTANA

No. **DA16-0525**

[to be assigned by Clerk of Supreme Court]

Michael Jeffery Root,

Appellant,

v.

NOTICE OF APPEAL

State of montan,

Appellee.

Notice is given that Michael Jeffery Root, the Appellant
[Name]
named above and who is the Defendant in
[Designation of party]
the cause of action filed in the 2nd Judicial District, in
[Judicial district]
Butte-Silver Bow County as Cause No. DC-12-116
[District Court Cause No.]
appeals to the Supreme Court of the State of Montana from the final written
judgment or order entered in the District Court on the 8th day of



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NOTICE OF APPEAL
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July, 20 16.
[Date final judgment was entered]

I CERTIFY: [Check one]

☐ This appeal is subject to the mediation process required by M. R. App. P. 7, or

☒ This appeal is not subject to the mediation process required in M. R. App. P. 7.

I CERTIFY: [Check one]

☒ This appeal is NOT an appeal from an order certified as final under M. R. Civ. P. 54(b), or

☐ This appeal is an appeal from an order CERTIFIED as final under the M. R. Civ. P. 54(b). A true copy of the District Court's "CERTIFICATION ORDER" is attached as exhibit "A."

I FURTHER CERTIFY: [Check one]

☐ All relevant transcripts of the proceedings in this cause have been ordered from the court reporter, or was not

☒ I have complied with the provisions of M. R. App. P. 8(3).

INCLUDED WITH THIS NOTICE IS: [Check one]

☒ A copy of the order or judgment from which I am appealing, or



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NOTICE OF APPEAL
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☐ I will file a copy of the order or judgment from which I am appealing as soon as possible. I have requested a copy of the order or judgment from the Clerk of District Court.

[Check one of the following]

☐ the filing fee of \$100.00.

☐ a Motion to Proceed Without Payment of Filing Fee.

Respectfully submitted this 14 day of September, 20 16.

Michael Koof

[Signature]

State of Montana

[Printed name]

Appellant

CERTIFICATE OF SERVICE

I certify that I have filed this **Notice of Appeal** with the Clerk of the Montana Supreme Court; and that I have mailed or hand delivered copies to the Clerk of the District Court, each attorney of record, each court reporter from whom a transcript has been ordered, and any party not represented by counsel as follows:

[Clerk of the District Court]

Lori Maloney Lori Maloney

Court clerk 155 W. Granite #33 Butte MT 59701

[Address]

[Court Reporter]



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NOTICE OF APPEAL

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Eileen Joyce CO/Attorney

155 W. Granite Bldg MT 59701
[Address]

[Name of opposing counsel]

Tim Fox Mont Attorney General

P.O. Box 201401 Helena, MT 59620-1401
[Address]

Counsel for The State of Montana

[Party representing himself or herself]

Michael Root

So. Cross Roads Drive. Shelby MT 59714
[Address]

DATED this 14 day of September, 20 16.

Michael Root
[Signature]

Michael Root
[Print name]

